

STATE BOARD OF HEALTH

INDIANAPOLIS

OFFICE MEMORANDUM

DATE: August 22, 1977

TO: East Chicago Dump File #7 ✓

THRU: *CAF 8/22/77*FROM: Bruce Palin *BP*

SUBJECT: Enforcement Action

EPA Region 5 Records Ctr.



297705

On August 15, 1977, George Dayhuff and I appeared at the Lake County Circuit court along with Eric Servaas from the Attorney General's office concerning the above referenced subject. We met with Mike Connelly, an attorney for the City of East Chicago, to discuss the East Chicago Dump and Incinerator.

Mr. Connelly informed us of the City's plans to restrict access to the East Chicago dump site by working with NIPSCO and installing the two new gates, and by sporadic surveillance of the site by the City police. I told Mr. Connelly that their plan for restricting access seemed adequate but that the staff insists that the dump be either covered or removed. Mr. Connelly said that they estimated such an undertaking to cost approximately \$300,000 and the only way such funds could be raised is if the tax freeze did not apply to money needed for the execution of a court order. George and I told him that we would be willing to give the city a year to clean up the dump. Mr. Connelly acknowledged that the dump needed to be cleaned up and asked Eric to draw up an Agreed Order to be signed by the judge and sent to him. The Agreed Order would outline the city's restricting access to the site and give a timetable for cleaning up the dump.

Mr. Connelly said that the Sanitary Board had agreed to haul the incinerator residue to Gary Land Development and cover all the residue on the plant property with dirt and seed it. I am going to send them an refuse processing facility permit application as they will be in compliance with SPC 18. The above agreements will also be included in an Agreed Order drawn up by Eric and sent to Mr. Connelly and signed by the judge.

BHPalin/kmd

cc: East Chicago Incinerator File #8